

CHAPTER 26.

BURIAL OF INDIGENT SOLDIERS AND SAILORS AND THEIR WIVES AND WIDOWS.

S. F. 67.

AN ACT to amend section one (1) of chapter thirty-one (31) of the acts of the thirty-third general assembly relating to the burial of indigent soldiers and sailors and their wives and widows.

Be it Enacted by the General Assembly of the State of Iowa:

SECTION 1. Burial of wives and widows of indigent soldiers and sailors. That section one (1) of chapter thirty-one (31) of the acts of the thirty-third general assembly is hereby amended by adding thereto the following:

“The provisions herein contained shall also apply to the deceased wife or widow of such indigent soldier, sailor or marine who, may hereafter die without leaving sufficient means to defray the expenses of her funeral.”

SEC. 2. In effect. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Register and Leader and the Des Moines Capital, newspapers published in the city of Des Moines, Iowa.

Approved March 11, A. D. 1911.

I hereby certify that the foregoing act was published in the Des Moines Capital March 13, 1911, and in the Register and Leader March 14, 1911.

W. C. HAYWARD,
Secretary of State.

CHAPTER 27.

OFFICIAL NEWSPAPERS.

H. F. 445.

AN ACT to amend the law as it appears in section four hundred forty-one (441) of the supplement to the code, 1907, relating to official newspapers and how selected.

Be it Enacted by the General Assembly of the State of Iowa:

SECTION 1. How selected in certain counties. That section four hundred forty-one (441) of the supplement of the code, 1907, be and the same is hereby amended by striking out of lines twenty-three (23) and twenty-four (24) the words, “having two county seats” and inserting in lieu therefor the words, “where the district court is held in two places”.

Approved April 1, A. D. 1911.

CHAPTER 28.

BRIDGES ACROSS THE BORDER STREAMS OF THE STATE.

S. F. 415.

AN ACT to empower border counties to erect and maintain bridges across the border streams of the state, and fixing the terms and conditions under which the funds for the same may be provided. [Additional to chapter two (2) of title four (IV) of the code, relating to the board of supervisors.]

Be it Enacted by the General Assembly of the State of Iowa:

SECTION 1. Construction and maintenance authorized. Counties bordering upon streams of water which form the boundary lines of this state may

construct and maintain foot and wagon bridges across any such stream the same as if such stream were wholly within the limits of the county constructing the same; any such county within which such bridge may be desired may unite in the construction and maintenance of such bridge with any adjoining state, or any county, city or other municipal subdivision within such state into which such bridge may extend; provided, that in such construction and maintenance the rights of adjoining states shall in no wise be infringed.

SEC. 2. Petition—question submitted—tax levy—bonds. Whenever ten per cent. of the legal voters of any county named in section one of this bill, as shown by the returns of the last general election, shall petition the board of supervisors of such county to submit to the voters of the county at a general election the question whether such county shall be authorized to construct a bridge extending from such county across the state boundary river into the adjoining state, and shall also include the amount to be expended in the construction of such bridge, it shall be the duty of the board of supervisors to submit such question to the voters of such county at the first general election occurring not less than sixty days after the filing of such petition. Notice of the submission of such question shall be given by publishing the same for four consecutive weeks in at least three newspapers of general circulation published in such county, the last of which publications shall be at least three days and not more than ten days before the holding of such election. If a majority of those voting upon the said proposition shall vote affirmatively upon the same the board of supervisors may levy from year to year a tax, not to exceed one mill, upon all the taxable property of the county to erect said bridge; and it may also issue the bonds of the county in the manner provided by the provisions of title four (4) chapter one (1) of the code, except that said issue of bonds may be spread as to maturities over a period of twenty years; such issue shall not, however, exceed the amount authorized to be expended in the construction of such bridge. The provisions of section four hundred six (406) of the code shall apply to such issue of bonds and the levies for the payment of such bonds and interest shall be made under its provisions.

SEC. 3. Agreement with adjoining state, county or municipality—letting of contract. In the event that the construction of such bridge shall be authorized as hereinbefore provided, the board of supervisors may unite with the adjoining state or any county, city, town or other municipal division thereof in an agreement for the construction and maintenance of such bridge, and such agreement may fix the particular portion or part which each of the contracting parties shall erect or maintain; or it may provide the particular percentage of the construction or maintenance of such bridge which each shall pay. The contract for the construction of such bridge shall be let to the lowest responsible bidder after bids have been invited by publication for four consecutive weeks in two or more papers of general circulation, and the board of supervisors shall have the right to reject any or all bids and readvertise for bids. The county shall not, however, be liable in any event for any part of the cost of construction of such bridge beyond the part or proportion that it has contracted with the adjoining state or municipality to bear in the construction of the same.

SEC. 4. Liability for negligence in maintenance. The county shall not be liable for negligence in the maintenance of such bridge except for that part which it shall undertake to exclusively maintain and where there is a contract for joint maintenance of the entire structure, it shall only be liable for that part or portion which is within the boundary lines of the state of Iowa.

SEC. 5. Use of bridge by street railways and other public service corporations. The board of supervisors may lease to any street railway the right

to cross said bridge with its line of railway upon such terms and conditions as may be authorized by the board of supervisors and the governing body of the adjoining state or municipality interested in such bridge, but no discrimination shall be made as between street railways and all shall be permitted to use the tracks constructed upon such bridge, provided that any line desiring to use the tracks thereon shall bear its reasonable share of the cost of construction and maintenance of such tracks. Like privileges may be leased to telegraph, telephone and electric power companies for the construction of their lines of wire across such bridges, except that a joint use of said wires shall not be exacted, and provided that any rights granted under the provisions of this section to use this bridge shall not in any way impair or abridge the use thereof by the public.

Approved April 15, A. D. 1911.

CHAPTER 29.

TAX LEVY TO DEFRAY EXPENSES OF PROSPECTING FOR COAL.

H. F. 312.

AN ACT authorizing the levy of a tax for the purpose of defraying the expense of prospecting for coal. [Additional to chapter two (2) of title (IV) of the code, relating to the board of supervisors.]

Be it Enacted by the General Assembly of the State of Iowa:

SECTION 1. Tax levy authorized—purpose. The board of supervisors of any county are hereby authorized to levy a tax, not to exceed one mill upon the dollar, on all taxable property within the county, to be collected at the same time and in the same manner as other taxes and to be used in payment of expense incurred in prospecting for coal as provided in this chapter.

SEC. 2. Question submitted. There shall be submitted to the voters of said county at any general election, to be determined by the board of supervisors the question whether or not the levy provided for in section one (1) hereof shall be made, and such question shall be submitted to the voters upon a printed ballot in the following form:

“Shall the board of supervisors be authorized and directed to levy a tax of one mill upon the dollar for the purpose of prospecting for coal.”

Those in favor will mark in the square, “Yes” and those opposed to said tax will mark, “No” in such square.

SEC. 3. Canvass of vote. That said vote shall be canvassed by the judges of election and the results certified to the board of supervisors, who shall canvass the vote at the same time and in the same manner as is required in other special propositions submitted to the voters.

SEC. 4. Coal fund tax—how paid out. That said tax shall be paid into the county treasury at the same time and in the same manner as other taxes and shall be known upon the books of the treasurer as a “coal fund tax” and shall be kept separately and distinctly from the other funds and be paid out upon the warrants duly issued by the county auditor when the same has been allowed and ordered paid by the board of supervisors.

SEC. 5. Bids—location of shaft. The board of supervisors shall have the power to receive bids for ascertaining whether or not coal may exist in the county and shall award said bid to the lowest responsible bidder. The said